

**MAILED****OCT 18 2002**PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

3771

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark OfficeASSISTANT SECRETARY AND COMMISSIONER OF  
PATENTS AND TRADEMARKS  
Washington, D.C. 20231

Paper No: 22

Birch, Stewart, Kolasch & Birch  
P.O. Box 747  
Falls Church, VA 22040-0747Appeal No:  
Appellant:  
Application No:  
Hearing Room:  
Hearing Docket:  
Hearing Date:  
Hearing Time:

2001-2527
Claxton, Ernest J. III, et al
09/034,313
A
E
Thursday, December 12, 2002
1:00 PM
Room 12C07
CRYSTAL GATEWAY 2
1225 Jefferson Davis Highway
Arlington, VA 22202

Location:

DOCKETED  
Confirmation  
12-8-02  
Hearing - 1 PM  
12-12-02**NOTICE OF HEARING****CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS**

Your attention is directed to 37 CFR § 1.194(a).

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

**CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.**

This form must be completed below and filed with the Board of Patent Appeals and Interferences preferably by facsimile within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this form may alternatively be filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

BPAI HEARINGS FAX No:

(703) 308-8199

See 1108 Off. Gaz. Pat. Trademark  
Office 15 (Nov. 14, 1989)

BPAI Mailing Address:

BOARD OF PATENT APPEALS AND INTERFERENCES  
COMMISSIONER OF PATENTS AND TRADEMARKS  
WASHINGTON, D.C. 20231

Clerk of the Board (703)-308-8797

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:

☒ HEARING ATTENDANCE CONFIRMED☐ HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

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OCT 30 2003

PATENT  
2008-0108P

## IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Before the Board of Appeals

CLAXTON, Ernest J. III, et al.

Appeal No.: 2001-2527

Appl. No.: 09/034,313

Group: 3745

Filed: March 4, 1998

Examiner: C. VERDIER

Conf.: 3188

For: FIELD-SERVICEABLE SOLIDS HANDLING  
VERTICAL TURBINE PUMPBOARD OF PATENT  
APPEALS &  
INTERFERENCES  
OCT 30 2003LETTERAssistant Secretary and Commissioner  
of Patents and Trademarks  
Washington, D.C. 20231:

October 30, 2002

Sir:

Enclosed for filing herewith is a Confirmation of the Notice of Hearing dated October 18, 2002 on behalf of the Appellants in connection with the above-identified application.

☒ The enclosed document is being transmitted via facsimile.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH &amp; BIRCH, LLP

By

D. Richard Anderson, #40,439

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On Oct. 30, 2002

Jo-Ann Martin  
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DRA/jdm

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**Birch, Stewart, Kolasch & Birch, LLP**

# Fax

U.S. P.T.O. - Board of  
**To:** Appeals **From:** D. Richard Anderson  
**Fax:** 703-308-6199 **Date:** October 30, 2002  
**Phone:** **Pages:** (including cover sheet)  
**Your Ref.:** **Our Ref.:** 2008-108P  
**Re:** Appeal No. 2001-2527  
Clariton et al - 09/034,313 **CC:**

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